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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
FEB 14 2002
TECH CENTER 1600/2900

Re Application of:

Gyuris, et al.

Application No: 09/764,918

Filed: January 18, 2001

For: CHIMERIC POLYPEPTIDES OF
SERUM ALBUMIN AND USES
RELATED THERETO

Examiner: Natalie A. Davis

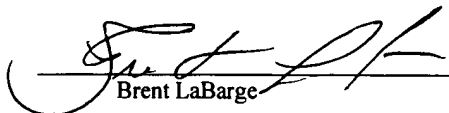
Art Unit: 1642

Attorney Document No. GPCI-P02-109

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231

on January 9, 2002
Date


Brent LaBarge

Assistant Commissioner for Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

COPY OF PAPERS
ORIGINALLY FILED

Petition under 37 C.F.R. 1.48(a) to Correct Inventorship

Sir:

Applicants Jenö Gyuris and Lou Lamphere hereby petitions the Commissioner to amend the above-identified application by adding the name of Aaron Morris as co-inventor.

REMARKS

This petition is submitted in accordance with 37 C.F.R. 1.48(a) to convert the above-identified application from an application of Jenö Gyuris and Lou Lamphere to an application of Jenö Gyuris, Lou Lamphere, and Aaron Morris. These three individuals are the actual inventors of the invention described and presently claimed in the application.

ATTACHMENTS

Accompanying this petition are

(a) a statement by the added inventor, Aaron Morris, establishing that the error occurred without deceptive intent,

(b) statements of consent by the assignees to the change of inventorship hereby

petitioned,

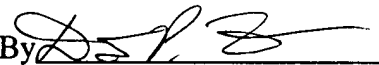
(c) a declaration/oath of inventorship executed by Aaron Morris as required by 37 C.F.R. 1.63, and

(d) a copy of the assignment from the added inventor (to be submitted for recordation separately).

FEE PAYMENT (37 CFR 1.17(i))

A check in the amount of \$130.00 to cover the petition fee is enclosed. Please charge any additional fees and credit any overpayments to Deposit Account No. 18-1945.

Respectfully submitted,
ROPES AND GRAY

By 

David P. Halstead

Registration No. 44,735

Telephone (617) 951-7615

Facsimile (617) 951-7050

Customer ID 28120

The PTO did not receive the following
listed item(s) A check of \$ 130.00



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Assistant Commissioner for Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

Statement of Facts by Aaron Morris

Sir:

I, Aaron Morris, residing at 49 Oak Square Avenue, Brighton, Massachusetts, hereby state that:

1. I was inadvertently omitted as an inventor in the above-identified application, hereinafter called the "referenced application".
2. The referenced application was filed as an application of Jeno Gyuris and Lou Lamphere and presents claims directed to chimeric polypeptides of serum albumin proteins.
3. The inadvertent omission of my name as an inventor occurred without any deceptive intent.

The undersigned declares further that all statements made herein of his own knowledge are true and all statements made on information and beliefs are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

Date: 1/8/02


Aaron Morris



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Assistant Commissioner for Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

Consent of Assignee

Sir:

Assignee, GPC Biotech Inc., a corporation with executive offices at 610 Lincoln Street, Waltham, MA 02451, hereby consents to Petitioner/Inventor's request to amend the inventorship under 37 C.F.R. §1.48(a), to add Aaron Morris as co-inventor in the present application.

Respectfully submitted,

GPC Biotech, Inc.

By: 

Name: MUZAMMIL MANSURI

Title: VP

Date: 1/8/02

DECLARATION FOR UTILITY PATENT APPLICATION

Docket Number: GPCI-P02-109

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

CHIMERIC POLYPEPTIDES OF SERUM ALBUMIN AND USES RELATED THERETO

a patent application of the specification of which (check one)

☐ is attached hereto.

☒ was filed on January 18, 2001, as United States Application Number 09/764,918, and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in Title 37, Code of Federal Regulation, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

☐ Yes ☐ No

(Number)

(Country)

(Day/Month/Year Filed)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States Provisional application(s) listed below.

60/144,534

July 19, 1999

(Application Number)

(Filing Date)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

09/619,285

July 19, 2000

Pending

(Application Number)

(Filing Date)

(Status: patented, pending, abandoned)

(Application Number)

(Filing Date)

(Status: patented, pending, abandoned)

(Application Number)

(Filing Date)

(Status: patented, pending, abandoned)

(Application Number)

(Filing Date)

(Status: patented, pending, abandoned)

I hereby appoint Madeline F. Baer, Reg. No. 36,437; Steven J. Baughman, Reg. No. 47,414; Johnny Y. Chen, Reg. No. 46,614; Gregory G. Glover, Reg. No. 34,173; William G. Gosz, Reg. No.: 27,787; Patricia Granahan, Reg. No. 32,227; David P. Halstead, Reg. No. 44,735; Daniel Hansburg, Reg. No. 36,156; Edward J. Kelly, Reg. No. 38,936; Charles Larsen, Reg. No. 48,533; Agnes S. Lee, Reg. No. 46,862; Paul E. Lewkowicz, Reg. No. 44,870; Yu Lu, Reg. No. P-50,306; Christopher T. Natkanski, Reg. No. 50,365; Robert A. Mazzaresse, Reg. No. 42,852; Sanjay Sitlani, Reg. No. 47,558; Wolfgang Stutius, Reg. No. 40,256; Matthew P. Vincent, Reg. No. 36,709; as attorneys/agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Address all telephone calls to Matthew Vincent at telephone number (617) 951-7739.

Address all correspondence to:

Customer Id No: 28120

Docketing Specialist 33/48

Ropes & Gray LLP

One International Place

Boston, Ma. 02110-2624

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name): Aaron Morris

Inventor's signature: [Signature]

Date: 1/18/02

Residence: 49 Oak Square Avenue, Brighton, MA 02135

Citizenship: U.S.A.

Post Office Address: Same as above